

SENATE FILE 2086
BY APPEL

A BILL FOR

1 An Act relating to sex offender residency restrictions, and
2 making penalties applicable.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 692A.101, subsection 2, Code Supplement
2 2009, is amended to read as follows:

3 2. a. *"Aggravated offense against a minor"* means a
4 conviction for any of the following offenses, if such offense
5 was committed against a minor, or otherwise involves a minor:

6 ~~a.~~ (1) Sexual abuse in the first degree in violation of
7 section 709.2.

8 ~~b.~~ (2) Sexual abuse in the second degree in violation of
9 section 709.3.

10 ~~c.~~ (3) Sexual abuse in the third degree in violation
11 of section 709.4, except for a violation of section 709.4,
12 subsection 2, paragraph "c", subparagraph (4).

13 b. Any offense specified in the laws of another jurisdiction
14 or prosecuted in federal, military, or foreign court, that
15 is comparable to an offense listed in paragraph "a" shall be
16 considered an aggravated offense against a minor under this
17 chapter if such an offense was committed against a minor or
18 otherwise involves a minor.

19 EXPLANATION

20 This bill relates to residency restrictions for a sex
21 offender.

22 The bill provides that any conviction for an offense
23 specified in the laws of another jurisdiction or any conviction
24 for an offense prosecuted in federal, military, or foreign
25 court, that is comparable to any offense listed in Code section
26 692A.101(2) shall be considered an aggravated offense against a
27 minor if the offense was against a minor or otherwise involved
28 a minor.

29 A person convicted of an aggravated offense against a minor
30 is subject to the sex offender residency restrictions under
31 Code section 692A.114.

32 Current law specifies that the residency restrictions apply
33 to a person convicted of sexual abuse in the first degree in
34 violation of Code section 709.2, sexual abuse in the second
35 degree in violation of Code section 709.3, and sexual abuse in

1 the third degree in violation of Code section 709.4, except for
2 a violation of Code section 709.4(2)(c)(4).

3 A person who violates the residency restrictions commits an
4 aggravated misdemeanor for a first offense, and a class "D"
5 felony for a second or subsequent offense.